

# STATE OF HAWAII DEPARTMENT OF TRANSPORTATION

869 PUNCHBOWL STREET HONOLULU, HAWAII 96813-5097 FORD N. FUCHIGAMI DIRECTOR

Deputy Directors
JADE T. BUTAY
ROSS M. HIGASHI
EDWIN H. SNIFFEN
DARRELL T. YOUNG

IN REPLY REFER TO:

Board of Land and Natural Resources State of Hawai'i Honolulu, Hawai'i

> ISSUANCE OF A HELIPORT LEASE BY NOTICE OF PUBLIC AUCTION (SPACE NO. 820-101C) HILO INTERNATIONAL AIRPORT TAX MAP KEY: (3) 2-1-12: PORTION OF 90

**HAWAI'I** 

#### REQUEST:

Issuance of a Heliport Lease at Hilo International Airport (ITO) by notice of public auction.

# **LEGAL REFERENCE:**

Sections 171-14, -16, -17, -41, and other applicable sections of Chapter 171, Hawai'i Revised Statutes, as amended.

#### LOCATION AND TAX MAP KEY:

Portion of Hilo International Airport (ITO), Hilo, Island of Hawai'i, identified by Tax Map Key: 3rd Division, 2-1-12: Portion of 90.

#### AREA:

Area/Space No. 820-101C, containing an area of approximately 67,500 square feet, as shown on the attached Exhibit "B".

# **ZONING:**

State Land Use District:

Urban

County of Hawai'i:

Industrial (ML-20)

# LAND TITLE STATUS:

Section 5(a) lands of the Hawai'i Admission Act: Ceded

DHHL 30% entitlement lands pursuant to Hawai'i Admission Act YES\_\_\_NO\_X

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#### **CURRENT USE STATUS:**

Aeronautical purposes

# **CHARACTER OF USE:**

Commercial helicopter tours and operations

#### PROPERTY CHARACTERISTICS:

Utilities:

None available at the site

Improvements:

The real property is vacant

# TERM OF LEASE:

Thirty (35) years

# **COMMENCEMENT DATE:**

Upon execution of the Lease

# MINIMUM UPSET ANNUAL RENTAL AND RENTAL REOPENING:

\*If there are substantial leasehold improvements constructed on the premises, the annual lease rental for the first year shall be waived at the beginning of the lease pursuant to Section 171-6 Powers, HRS.

Years 1 thru 5 \$37,125.00\* (as determined from the DOTA schedule of rates and charges established by appraisal of Airports property statewide)

Years 6 thru 10	115% x the annual rental for year 5
Years 11 thru 15	115% x the annual rental for year 10
Years 16 thru 20	Reopening at fair market rent determined by independent appraisal
Years 21 thru 25	115% x the annual rental for year 20
Years 26 thru 30	Reopening at fair market rent determined by independent appraisal
Years 31 thru 35	115% x the annual rental for year 30

#### PERFORMANCE BOND:

An amount equal to the annual rent then in effect.

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# CHAPTER 343, HRS - ENVIRONMENTAL ASSESSMENT:

The area was included in the April 2003 Final Environmental Assessment (FEA). The FEA was prepared in support of: (1) Federal actions consisting of approval of the Airport Layout Plan in July, 2013, and (2) the State of Hawai'i actions consisting of environmental approval and construction of proposed Hilo International Airport Improvements. The FEA was prepared pursuant to Chapter 343, Hawai'i Revised Statutes and the Administrative Rules, Title 11, Chapter 200 of the State of Hawai'i Department of Health.

#### **REMARKS:**

In accordance with Section 171-14, -16, -17, -41 and other applicable sections of Chapter 171, HRS, as amended, relating generally to Management and Disposition of Public Lands and relating specifically to Disposition by notice of public auction, the Department of Transportation (DOT) proposes to issue an industrial land lease by notice of public auction at ITO.

# **RECOMMENDATION:**

That the Board authorize the DOT to issue a heliport lease by notice of public auction, subject to: (1) terms and conditions herein outlined, which are by reference incorporated herein; (2) such other terms and conditions as may be prescribed by the Director of Transportation to best serve the interests of the State; and (3) review and approval of the Department of the Attorney General as to lease form and content.

Respectfully submitted,

FORD N. FUCHIGAMI Director of Transportation

APPROVED FOR SUBMITTAL:

SUZANNE D. CASE Chairperson and Member

